

PATTERSON

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USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 7/24/08

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MARTHA RUSS SCHIFFAHRTS, as owner, and  
ERNST RUSS GMBH & CO KG, as manager of  
the MV MARTHA RUSS,

Plaintiffs,

v.

CHINA CHANGJIANG NATIONAL SHIPPING  
CORPORATION JIANGDONG SHIPYARD

Defendant.  
-----X

08 CV 4410 (RPP)

**NOTICE OF  
VOLUNTARY DISMISSAL**

PLEASE TAKE NOTICE that the above-captioned action is hereby voluntarily dismissed without prejudice by Plaintiffs, MARTHA RUSS SCHIFFAHRTS, and ERNST RUSS GMBH & CO KG, as to the Defendant, CHINA CHANGJIANG NATIONAL SHIPPING CORPORATION JIANGDONG SHIPYARD, pursuant to Rule 41(a)(1) of the Rules of Civil Procedure for the United States District Courts. The Defendant has not appeared, answered, or filed a motion for summary judgment in this action. No costs are to be assessed to any party.

FURTHERMORE, the Process of Maritime Attachment and Garnishment issued by this Court, by Order dated May 9, 2008, is hereby vacated and any and all funds attached pursuant to that Process of Maritime Attachment and Garnishment are to be released by the garnishee(s) named therein.

Dated: Port Washington, New York  
July 23, 2008

CHALOS, O'CONNOR & DUFFY LLP  
Attorneys for Plaintiffs,  
MARTHA RUSS SCHIFFAHRTS, and  
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By: 

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**SO ORDERED:**

Dated: New York, New York  
July 24, 2008

  
Hon. Robert P. Patterson, Jr., U.S.D.J.